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10  
11 UNITED STATES DISTRICT COURT  
12 NORTHERN DISTRICT OF CALIFORNIA  
13 SAN FRANCISCO DIVISION

14 UNITED STATES OF AMERICA, ) No. 05-4798 SC

15 Plaintiff, )

16 v. ) STIPULATION AND ORDER

17 (1) \$247,052.54 IN FUNDS FROM )  
ACCOUNT NO. 8098433 IN THE )  
UMPQUA BANK; )  
18 (2) \$10,000 IN UNITED STATES )  
CURRENCY; )  
19 (3) 2005 ORANGE KAWASAKI KFX400 )  
ATV (VIN JSLAK47B952103976); AND )  
20 (4) 2005 GREEN KAWASAKI KFX400 )  
ATV (VIN JSLAK47B752102759). )

21 Defendants. )

22 \_\_\_\_\_ )  
CODY KYLE DOBBS, )

23 Claimant. )

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1 The parties agree, subject to the Court's approval that the case management conference  
2 should be rescheduled for July 28, 2006, at 10:00 a.m. Unless the CMC is rescheduled, it is  
3 currently set for this Friday, May 12, 2006, at 10:00 a.m.<sup>1</sup>

4 The reason for the rescheduling is because the state criminal case against the claimant in  
5 this action, Cody Dobbs, is currently set for June 5, 2006, and, according to counsel for Mr.  
6 Dobbs, the trial is likely to take about two weeks. The Court stayed this case pending resolution  
7 of that matter. In addition, the undersigned Assistant United States Attorney has an emergency  
8 matter in the Ninth Circuit which came in to the office on May 8 at about 6:00 p.m. involving a  
9 48-page brief along with a 2-volume, three inch Excerpts of Record in an interlocutory appeal of  
10 forfeiture issues in *United States v. Lazarenko*, No. CR 00-0284 (N.D. Cal.), to which the Ninth  
11 Circuit has requested a response within three and a half days, by 12:00 p.m., on the date of the  
12 currently scheduled status conference in this case, May 12, 2006.

13 IT IS SO STIPULATED:

KEVIN V. RYAN  
United States Attorney

14  
15 Dated: May 9, 2006

  
PATRICIA J. KENNEY  
Assistant United States Attorney

16  
17 Dated: May 9, 2006

  
RUSSELL J. CLANTON  
Russell J. Clanton & Associates  
STEPHEN R. SWEIGART  
Law Office of Stephen R. Sweigart, P.C.

21 PURSUANT TO THE FOREGOING STIPULATION, IT IS SO ORDERED ON  
22 THIS 11 DAY OF May, 2006.



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25 Following the case management conference on February 28, 2006 at which the Court  
26 ordered the case "Stayed Pending State Court Action," the Clerk scheduled a case management  
27 conference for May 12, 2006. See Civil Minutes, filed February 24, 2006.